

APHIS LEGISLATIVE PROGRAM

APHIS Omnibus User Fees

Authority to Retain Animal Welfare Inspection User Fees:

This proposal would permit fees collected from entities regulated under the Animal Welfare Act (AWA) to be credited to the accounts that incur the costs and remain available until expended without fiscal year limitations. Under existing law, license fees collected under AWA are deposited as miscellaneous receipts into a Treasury account which is not directly accessible to APHIS. We believe these funds should be made available to the program to offset a portion of the cost. The licensing fee for a dealer, broker, or auction sale operator is based on the individual's gross business income from this activity, and is currently established at between \$30 and \$750 annually. The licensing fee for an animal exhibitor is based on the number of animals the exhibitor owns, holds, or exhibits and is currently established between \$30 and \$300 annually.

APHIS will also seek authority to impose fees on facilities and establishments required to be registered under the AWA but which are not currently subject to a fee. The latter category includes research facilities, carriers, and in-transit handlers of animals. It will allow APHIS to provide inspection services appropriate to a level consistent with the intent of the AWA.

2001 2002 2003 2004 2005

(Dollars in thousands)

Budget Authority:

Current Law	15,167	15,167	15,167	15,167	15,167
Proposed Law	10,000	10,000	10,000	10,000	10,000
Change	-5,167)	-5,167)	-5,167)	-5,167)	-5,167)

Outlays:

Current Law	15,167	15,167	15,167	15,167	15,167
Proposed Law	10,000	10,000	10,000	10,000	10,000
Change	-5,167)	-5,167)	-5,167)	-5,167)	-5,167)

APHIS Legislative Program/1

Biotechnology User Fees:

This proposal would allow APHIS to collect fees from persons issued permits and notifications for field tests, movements, and importation of biotechnologically derived products under the Federal Plant Pest Act and the Plant Quarantine Act, as well as persons submitting petitions for nonregulated status under these statutes. This legislation would allow fees collected for biotechnology permits to remain available until expended. Existing legislation does not allow the collection of fees for biotechnology services provided by the Agency. APHIS continues to experience significant growth in workload, with an increasing volume of transgenic plants tested in the field and coming to the market place. To achieve full or partial cost recovery, APHIS would need to amend its statutes in order to obtain the authority to collect fees. It would allow APHIS to provide these permit services appropriate to meet the demand for biotechnology services.

	2001	2002	2003	2004	2005
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(Dollars in thousands)

Budget Authority:

Current Law	10,283	10,283	10,283	10,283	10,283
Proposed Law	4,731	4,731	4,731	4,731	4,731
Change	-5,552)	-5,552)	-5,552)	-5,552)	-5,552)

Outlays:

Current Law	10,283	10,283	10,283	10,283	10,283
Proposed Law	4,731	4,731	4,731	4,731	4,731
Change	-5,552)	5,552	-5,552)	-5,552)	-5,552)